

IC 31-16-10

Chapter 10. Child Support Payments to Third Parties

IC 31-16-10-1

Payments of child support to third persons

Sec. 1. Upon entering an order under IC 31-16-6-1 or at any subsequent time, the court may order, upon the proper showing that a person other than the person awarded custody under IC 31-17-2-8 (or IC 31-1-11.5-21 before its repeal) should receive payments, that the clerk of the circuit court or the person obligated to make the payments transmit those payments to any third person agreed upon by the parties and approved by the court or appointed by the court, including the following:

- (1) A trustee.
- (2) The guardian of the estate of the child.
- (3) Any third person.
- (4) The county office of family and children or any appropriate social service agency.
- (5) The state agency administering Title IV-D of the federal Social Security Act (42 U.S.C. 651 through 669).
- (6) The township trustee.

As added by P.L.1-1997, SEC.8. Amended by P.L.139-2000, SEC.3.

IC 31-16-10-2

Forwarding of payments to Title IV-D agency

Sec. 2. (a) If the clerk of the court or the state central collection unit is notified by the Title IV-D agency or the agency's designee that:

- (1) the child who is the beneficiary of a support order is receiving assistance under the federal Temporary Assistance for Needy Families (TANF) program (45 CFR 260 et seq.); and
- (2) an assignment of support rights in favor of the state is in effect against the person obligated to make child support payments;

the clerk of the court or the state central collection unit shall forward the child support payments directly to the Title IV-D agency without further order of the court.

(b) The Title IV-D agency shall disburse the payments in accordance with federal regulations governing the Title IV-D program.

As added by P.L.1-1997, SEC.8. Amended by P.L.148-2006, SEC.16; P.L.1-2007, SEC.193; P.L.1-2009, SEC.159.

IC 31-16-10-3

Use of child support exclusively for child's benefit; Title IV-D disbursements and fees

Sec. 3. (a) Any person or agency named in section 1 or 2 of this chapter is entitled to receive the child support payments from the clerk of the circuit court or the person obligated to make the payments. The payments shall be used solely for the benefit of the

child entitled to receive the payments.

(b) If the payment has been assigned to the state agency administering Title IV-D of the federal Social Security Act (42 U.S.C. 651 through 669), the payments shall be disbursed in accordance with federal regulations governing the Title IV-D program. The court may allow the agency to receive a reasonable fee for services provided under this chapter. The agency shall make financial reports in connection with such services at the time and in the manner that is prescribed by the court or required by law.

As added by P.L.1-1997, SEC.8.